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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

Charles Baird and Lauren Slayton, as
individuals, and on behalf of all others
similarly situated, and on behalf of the
BlackRock Retirement Savings Plan,

Plaintiffs,

v.

BlackRock Institutional Trust Company,
N.A., et al.,

Defendants.

Case No: 4:17-cv-01892-HSG

**DECLARATION OF DANIEL R. SUTTER IN
SUPPORT OF PLAINTIFFS'
ADMINISTRATIVE MOTION TO FILE
UNDER SEAL**

I, Daniel R. Sutter, declare as follows:

1. I am an attorney at Cohen Milstein Sellers & Toll, PLLC. I am counsel for Plaintiffs in the above-referenced matter. I submit this declaration pursuant to N.D. Cal. Civil Local Rules 79-5(e) to show good cause in support of Plaintiffs' Administrative Motion to File Under Seal Exhibits to the Parties' Joint Discovery Letter Relating to the Testimony of Jason Strofs, as the Rule 30(b)(6) Corporate Representative for BlackRock, Inc. ("Joint Letter") and corresponding portions of the Joint Letter.

1 2. I have personal knowledge of all facts stated in this declaration, and if called to
2 testify, I would testify competently thereto.

3 3. Between October 20, 2017 and the present, Defendants produced, among other
4 documents, materials that Plaintiffs reference or identify in the Joint Letter.

5 4. Defendants designated every page of these materials “Confidential,” under the terms
6 of the Protective Order entered by this Court on October 18, 2017 (ECF No. 76).

7 5. On October 23, 2018, Defendants designated transcript pages from the deposition of
8 Jason Strofs, taken September 19, 2018, as “Confidential” under the terms of the Protective Order
9 entered by this Court on October 18, 2017 (ECF No. 76).

10 6. The designated portions of the Joint Letter and exhibits thereto identify and/or
11 reference the materials that Defendants designated “Confidential.”
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14 I declare under penalty of perjury under the laws of the United States that the foregoing is
15 true and correct and that this declaration was executed on December 2, 2018.
16

17 /s/ Daniel R. Sutter

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